

IN THE UNITED STATES DISTRICT COURT FOR THE
SOUTHERN DISTRICT OF GEORGIA
AUGUSTA DIVISION

GARLAND TURBEVILLE and
NICHAKORN WILLIAMS TURBEVILLE,

Plaintiffs,

v.

BRANDY L. LEMKE and B&K
GRADING AND PAVING, LLC,

Defendants.

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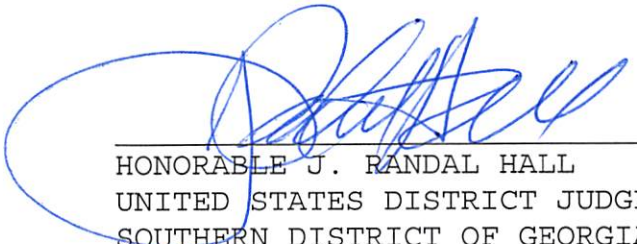
CV 123-115

O R D E R

Before the Court is Defendant B&K Grading and Paving, LLC's notice of voluntary dismissal without prejudice of its counterclaim against Plaintiff Garland Turbeville. (Doc. 63.) The notice was filed prior to Plaintiff Garland Turbeville having served a responsive pleading and before any evidence was introduced at a hearing or trial. Upon due consideration, the Court finds dismissal proper under Federal Rules of Civil Procedure 41(a)(1)(A)(i) and 41(c).

IT IS THEREFORE ORDERED that Defendant B&K Grading and Paving, LLC's counterclaim against Plaintiff Garland Turbeville is DISMISSED WITHOUT PREJUDICE. Each party shall bear its own costs and fees except as otherwise agreed.

ORDER ENTERED at Augusta, Georgia, this 20th day of August,
2024.



HONORABLE J. RANDAL HALL
UNITED STATES DISTRICT JUDGE
SOUTHERN DISTRICT OF GEORGIA